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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

HANNA *et al.*

Appl. No. 09/030,832

Filed: February 26, 1998

For: **GABA<sub>A</sub> Receptor Epsilon Subunits**

Art Unit: 1645

Examiner: Hayes, R.

Atty. Docket: 1488.0950001/EKS/SGW

**Third Preliminary Amendment**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

It is respectfully requested that the following amendments to the claims be entered in advance of substantive examination.

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***Amendments***

***In the Claims:***

✓  
Please cancel claims 1-9 and 11-26 without prejudice or disclaimer of the subject matter thereof.

✓  
Please add the following new claims:

27. An isolated polynucleotide comprising a nucleotide sequence encoding an amino acid sequence at least 95% identical to amino acids 2 to 242 of SEQ ID NO:2;  
wherein % identity is determined using the Bestfit program with parameters that calculate % identity over the full length of amino acids 2 to 242 of SEQ ID NO:2 and that

C1  
cont'd.

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August 10, 1999

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Assistant Commissioner for Patents  
Washington, D.C. 20231

**Hand Carry to  
Group Art Unit 1645**

Re: U.S. Utility Patent Application  
Appl. No. 09/030,832; Filed: February 26, 1998  
For: **GABA<sub>A</sub> Receptor Epsilon Subunits**  
Inventors: Hanna *et al.*  
Our Ref: 1488.0950001/EKS/SGW

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Fee Transmittal Form (PTO/SB/17) (*in duplicate*);
2. Third Preliminary Amendment; and
3. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

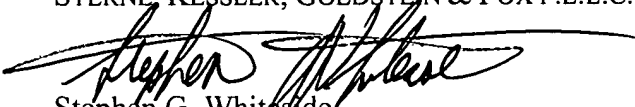
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Assistant Commissioner for Patents  
August 10, 1999  
Page 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. A duplicate copy of this letter is enclosed.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

A handwritten signature in black ink, appearing to read "Stephen G. Whiteside", written over a horizontal line.

Stephen G. Whiteside  
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Enclosures